

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

R.M., individually and on behalf of S.M.,  
a child with a disability,

Plaintiff,

-v-

NEW YORK CITY DEPARTMENT OF  
EDUCATION,

Defendant.

22-CV-06433 (JPO)

ORDER

J. PAUL OETKEN, District Judge:

Defendant was served on August 1, 2022. However, no appearance has been entered on Defendant's behalf, and no response to the complaint has been filed in the allotted time. Plaintiff has not moved for a default judgment.

Plaintiff is directed to notify the Court whether it intends to move for default judgment, or if it has received any communication from Defendant or its counsel regarding a response to the complaint.

If Plaintiff fails by September 6, 2022, to either (1) file a letter concerning the status of the case, or (2) move for default judgment against Defendant, the action may be dismissed for failure to prosecute.

Plaintiff is directed to serve a copy of this order by mail on Defendant.

SO ORDERED.

Dated: August 23, 2022  
New York, New York

A handwritten signature in blue ink, appearing to read 'J. Paul Oetken', is written over a horizontal line.

J. PAUL OETKEN  
United States District Judge